



**SPECIAL MEETING OF THE COMMON COUNCIL
MIDDLETOWN CONNECTICUT
AUGUST 24, 2015**

The Special meeting Questions to Directors of the Common Council of the City of Middletown was held in the Council Chamber of the Municipal Building on Monday, August 24, 2015 at 7 p.m.

Present:

Mayor Daniel T. Drew, Councilman Thomas Serra, Councilwoman Mary Bartolotta, Councilwoman Hope Kasper, Councilman Robert Santangelo, Councilman Grady Faulkner, Councilman Gerald Daley, Councilman James Streeto, Councilman Sebastian Giuliano, Councilwoman Deborah Kleckowski, Councilman David Bauer; Acting Council Clerk Linda DeSena.

Absent:

Corporation Counsel Daniel B. Ryan, Council Members Carl Chisem and Sandra Russo Driska.

1. Mayor calls meeting to order at 7 p.m.

(Pledge of Allegiance)

The Chair calls the meeting to order and leads the public in the Pledge of Allegiance.

(Council Clerk Reads the Call of the Meeting and Mayor declares call a legal call and meeting a legal meeting.)

The Chair declares the call a legal call and the meeting a legal meeting.

The Chair states that before they amend the agenda, he would like to thank the public for being here and to touch on the potential use of turf vs. natural fields. He thanks everyone for sending information to them and he and the Director have reviewed that information and speaking for himself, he is comfortable with the approach they are recommending which is the natural fields. On the second point he would like to address are the questions he has been asked about why they are doing it all at once. From his perspective it is the continuity and uniformity to get it done. It is one shot but they will be taking ten years to complete the plan and they will only be bonding money for the parts they will be doing. Other bonds, like the High School will be coming off debt service. He thanks everyone for being here.

Motion to Amend

Councilman Serra is recognized and moves to have agenda items 4 and 5 moved up to before 2 and 3. Councilman Bauer asks since this is a special meeting, can this be done. The Chair responds that Corporation Counsel is not present, but he does know that there are individuals who cannot stay and he would like to give everyone a chance to speak. Councilman Bauer states he will remove his objection. The Chair calls for the vote and it is unanimous to approve moving the item forward.

4. Public Hearing Opens on Agenda Items.

The chair opens the public hearing on the two bond ordinances at 7:05 p.m.

Dick Wheeler speaks to the recreational infrastructure and improving it and does not favor synthetic fields. There are real and potential dangers to children and the environment. He is a parent of 4 children, former soccer coach and has worked with kids in Middletown and some of those are now parents and grandparents. No one really knows the long term outcomes of playing on synthetic fields and he does not want to take a chance with them. He is talking about kids and crumb rubber is made from old tires and why would we want them to play on these fields and any money saved on these fields are spent in maintenance. He encourages the Council to play it safe and encourages them to remove all reference of synthetic turf from the bond.

Zack Eddinger, soccer coach with children in the program and from their standpoint they are the largest sport with over 1,000 children participating. Some of the problems they face is the fields in place right now cannot hold them so he is a pro synthetic fields. There are certain leagues they cannot participate in because we don't have synthetic turf and synthetic turf extends the

season and it allows us to be competitive with our peers by allowing us to practice later in the season and earlier in the spring. It would allow us to have tournaments. We would have people spending money in our town during those events. The fields breaking down, there were numerous injuries because of their condition. We use them 60 hours a week, but they should only be used for 40 hours. Synthetic turf will allow the extension of their use. He also states they are everywhere. They are in the surrounding towns and they have also done the studies and moved forward with their use and to the training, it gives them a true playing surface. Monica Beleyea as tax payer and mom is opposed to synthetic turfs. Why not build extra fields and I will not allow them to play on synthetic turf. We just don't know.

Ed McKeon speaking for the Board of Ed and speaks about his concerns; health issues around them. There are procedural issues and no member of the Board of Education was brought into the discussion. Decisions should be allowed by the people who make them and they are the ones who look after the students who would be playing on these fields and responsible for their health and safety. There are 4,600 students in the system. The study used to come up with the numbers does not include Spencer, Macdonough, and Bielefield which all have green spaces for playing fields. They have the most diverse population and are ignored in this study. In the study itself, the financial outcome, they look at a ten year span and we should be looking at 25 years; they have a ten year life and replacing the field twice in 25 years skews the numbers to see if it is financially worth it. He would ask regarding the studies, that the references for artificial fields be removed.

Gerry Sielbert, physician, and is interested in these issues. He is aware of the number of organic fields that have been successful and has worked with directors to make the fields safe and playable. There is a soccer field who she coached had contracted lymphoma and a nurse treating these two girls noted the increase of lymphoma in students. These two women who she coached were soccer players and goalies and she reached out to other coaches and asked them if they noticed anything about soccer players getting cancers. Remarkably the information she received is yes, they did notice it. The Coach reached out to more soccer players and a number of coaches came back with information of a number of their players who had mainly lymphomas and leukemias. We already know that crumb rubber has a lot of carcinogenic compounds and 80 or so compounds have not been tested for safety. I can provide information to you. He looked at the data Amy Griffith provided from the information she got and they had 204 players that contracted various cancers. He looked up statistics from the National Cancer Institute to look at lymphomas and leukemias in the age groups 15 to 34 to see if there is a correlational from the data collected and it turns out that all cancers between 15 and 34 about 5% are leukemia and about 31% are lymphoma. He took the reported cases to see the proportion and the percentage was 24% which is 5 times more than the national average and lymphoma was 62% which is double the national average. I don't have to tell you the devastation of having a child with cancer. What I told you is not a scientific study it is data gathered. Cancer is a multi-step process. Do no harm and to use the principle of precaution and that means to protect those most vulnerable and not cause serious harm to the person or environment. If looking for alternate infields, you have to be careful, they can have flame retardants and he is in favor of natural grass. Jane Harris sent in an email to the Council and would like to make two points. The list from EPA of the chemicals and heavy metals present in rubber tires. She reads the list. These go into the environment, leeching into the ground and she is horrified people sell the product let alone buying it. Lucy McMillan, resident, went through the public school system. She played on Division 1 Big Ten Team and a brother inducted to the Middletown Hall of Fame, so she is no stranger to the Middletown Fields. She contacted coaches and team members and they did say to me that they would not let their team players play on artificial turf. She wants the Council to look at the organic option of grass fields. It will benefit the town and remain completely competitive.

Kate Miller as Chair of the Conservation Commission. While they discussed this topic at their meeting, they are for expanding recreational activities in a sustainable way in Middletown. She reads the Conservation Commission letter into the record voted unanimously to oppose synthetic fields at their July 21 meeting. They are for the grass fields. They request the Council to reject artificial turf. At the August meeting, they have a further resolution and request artificial turf be removed from the bond issue. The vote was unanimous. Krishna Winston thanks them for listening to public comment. She applauds bonding for reconstructing the parks for recreational purposes. She is against the use of synthetic turf. There are basic features of synthetic fields - plastic is involved and it is made from petroleum and is not biodegradable. It can breakdown and it can be breathed in or ground into the skin. It can contaminate water and soil; it never goes away. They apply herbicides disinfectants and pesticides to these fields. She urges the Council to not use synthetic fields. Jane Brawerman states that the city is committed to improving the parks and fields. Most towns only commit to one synthetic field, not nine. She is opposed to their use. Little is known about their impact on kids health, the cost of installing and replacing them, there are safe alternatives like grass fields. It is a huge sum of money without investigating the risks and life-cycle costs. Based on information she has read, the cost savings are not holding true. Natural grass fields are a bargain over synthetic fields after warranties expire. She is not an expert on the health concerns, but based on her reading, I am alarmed that we would expose them to potential health risks. She urges the Council to do their homework before putting in artificial turf and asks for the removal of this language from the bond.

John Hall, Howard Reid, and Beth Emory discuss the park study. Mr. Hall states he was surprised that the study talked about removing fields that are not used or underutilized given the

fact that the City's playing fields are under stress. He states the Complete Streets committee looked at the study and made recommendations for the redesign and reconstruction of the parks keeping in mind developing complete networks of sidewalks and bike paths. Mr. Reid discusses some simple examples to complete networks that would cost little and yet open recreational opportunities for the public. One example stated was moving the fence behind the Legion building at Palmer Field to provide access between that area and Veteran's Park. Another is to complete sidewalks around Pat Kidney and the Senior Center to make a complete network of sidewalks. Ms Emory discusses the need to keep all residents in mind when developing the parks and not just one group or set of individuals. The parks should be developed to provide access for all members of the public who will use recreational opportunities. She states multipurpose trails should be ten feet wide and some inexpensive ways to move forward is road signage and website information. She also discusses educating people about cyclists on the road because some people don't understand that cyclists have an equal right to the road.

The Chair reminds people to keep their comments to within five minutes. Resident states she is talking about artificial turf, but also states Go Sidewalks. She is concerned about the nine artificial turf fields. There are three major concerns. First is financial; they are supposed to last longer, but they don't last as long as they stated. The cost of maintenance can be unexpectedly high and the cost of replacing it includes disposing of the old field as hazardous waste. The second concern is the health issues of our children. They are a vulnerable population. We should not expose them to possible carcinogens. The third is the environmental impact of the fields. The additive effect of all the compounds in the tires is unknown. Do we want to risk money, health and the environment? We are opposed to this in Middletown. Elizabeth Holder speaks as former soccer mom and retired high school science teacher, she applauds the efforts to improve infrastructure. She is concerned about this proposal. She walks around the turf field at Wesleyan and is concerned about the black bits she sees coming from the fields. There have been studies. The DEP concluded there is a potential risk from the storm water runoff in small water courses. There is no sign the City has done anything about the DEP recommendations to prevent this. One hazard that has not been discussed, carbon black is the 800 pound gorilla in the room as possible carcinogen. Most of these fields are relatively young and no studies about the exposure to this. I don't want the children and water courses of Middletown to become prime research for artificial fields. She asks that the bond issue omit the artificial or synthetic turf fields; if this is not clearly expressed she will vote against the bond. Steve Smith to the only person in favor of this and asks for a show of hands. How many have played outdoor sports in Middletown or New England. How many people's lives were harmed from playing on wet fields? No one. How many lives are irreparably harmed because the ball took a funny bounce? No one. The last is rhetorical, how many people's lives have been harmed due to the extended exposure to hazardous materials. Get the bond done in a healthy way.

Stephen Devoto speaks on behalf of soccer. We played on all the fields in town. One game a year was always played on artificial turf. And that was not fun and it was not good for the development of skills. The beautiful game is played on grass. Men's world cup is played on grass. Amy Waumbach led an international lawsuit to force the game to be played on grass, but they failed. They talked about safety. Let the players play on grass. Brian Stewart states many of the comments he would have made have already been made. He is opposed to artificial turf and asks that it be removed from the bond language. They should be organic turf fields and put emphasis on complete streets and it will be a bond that he will vote for. Sue Martucci, Bloomfield, speaks to Veteran's Memorial park. It is going under renovation with the Trees of Memorial and thanks the City for the cooperation to get the memorial to this point. We are pleased to hear about the military museum and interested to seeing the road constructed in the park in the near future. She states it is used as a speed way and suggests that speed bumps be designed in the roadway coming down that hill. They will need security cameras; last year there was some vandalism and want the memorial safe. We would hate to see gold star families come and see destruction in the memorial. It is a state-wide living trees memorial.

Jim Makowski and is former student of Councilman Serra's. He is an avid cyclist and anything to improve the roads in Middletown to make it safe for cyclists is appreciated. The accident he had a year ago might have been avoided. While traveling down South Main Street, I have been passed by the Mayor and you did give me the requisite three feet and that is appreciated. He is listening to the discussion and he is impressed by his fellow citizens on the argument of grass and artificial turf. At the beginning of the meeting, you indicated why it is an entire bond package and it occurred to me is that there are two separate issues one with no discussion about the parks, trails, bike paths, etc and fields, more fields, artificial turf, or grass fields. It almost should be two bond issues and you would get a better discussion of the issues.

Roberta Silbert part of the Watershed Partnership; she grew up in New York City and her school didn't have a field. I have been in the health care field over 50 years and she was taught to do no harm and as part of this Council you have those words in the back of your mind. One of the things she is an expert in is the care of terminally ill person. One of the things she has studied is all the things in medicine that they thought were great and only years later did we find out they were not. Because there is a lag time between exposure and diagnosis, you consider turf fields. One of the things she remembers is speaking to someone in Cheshire and they have gone beyond the law and banned the use of pesticides on all their fields. One thing he is proud of when he hears of someone in his town getting cancer, he remembers it is not because of anything he did in his fields. As a health care professional, it is something you should be thinking

about, the legacy you would like for the future of the children and people in your community. Justice Addis is living a miniature idea of what is going on; he is living with a pressure treated deck that was treated with CCA which is chromium, copper and arsenic and dealing with trying not to have it leech into the ground and taking proper care with it. All his research states to contain it, but you can't contain a field. I am against stuff on the playing fields leeching into the waterways. I am in favor of sidewalks and connecting sidewalks. I use them. I see the joggers on the sidewalks in my area of town. I applaud the Council's efforts to make that happen.

Scott Kessel is a lifelong soccer player. His sons played soccer and plays lacrosse. He can't stand playing on artificial turf. We got more injuries on artificial fields. It is so much fun to get muddy and dirty and all that stuff with natural fields. He supports grass fields and taking out the artificial turf. The more biking and walking we can do is better; we do it on sidewalks because the streets are not safe. We need to figure that out, too. Rebecca McLaughlin states you have heard a lot of the problems regarding artificial turf. There are many problems and all of you know that there are problems with the pesticides we put on natural grass. Those have been linked to many health problems and we don't want to expose our children to that, too. We should follow the footsteps of Cheshire and Branford using natural fields without pesticides. They are beautiful and safe. We should not put our children at risk. I am exciting about a lot of the pieces. The new dock, complete streets, a dog park, but she cannot support a referendum that has artificial turf in it. Ditch the artificial turf or split it in two. Vincent Loffredo states he has looked at the financial statement in the study and the cost presented is \$28 million, but the bond proposes \$32 million and it is a difference and it raises concerns about this differential. He understands if it is looking over a ten year period. There is financial issues you need to clarify. I am concerned about what is going on at the schools, looking at the schools with facilities throughout the community; however it did not address the playscapes and urges them with the bond referendum to look at repairs and replacement of those.

Allison Johnson states not everything in my life is organic and natural, but having said that and looking at the fields we are looking at buying nine essential carpets. They have all sorts of risks around them. She sees a spreadsheet and she things about a line item for lawsuits; if you get one for one field, do you put one in for all nine. Would you do the same for health costs. You would have to include all those costs. Thank you for your public service and I am concerned about the nine carpets. The Chair asks for speakers on this topic or any other agenda item. Katherine Owens states as a mom she is horrified about this turf in our town. She is an environmental person and caring for our environment, she has concerns about the fields. As a taxpayer she is not convinced about the turf. She is pro biking and walking and would love to support anything that would make it possible for our community.

5. Public Hearing Closes.

The Chair, seeing no other speakers, closes the public hearing at 8:44 p.m. He states there will be another hearing for the CNR bond request. He states before we do that, a Board member brought up the cost and the number pegged for the parks and involves a couple of things like the Veteran's pool and other infrastructure. Bill Russo includes the cost of grass and organic turf in the bond and they would not look at adding any money to go with natural turf and that was Mr. Russo's idea and he should have credit for that.

2. Public Hearing Opens on Public Works CNR Bond Request.

The chair opens the public hearing on the CNR Public Works Bond Request.



CITY OF MIDDLETOWN

MAYOR'S OFFICE
MUNICIPAL BUILDING

NOTICE OF PUBLIC HEARING

Notice is hereby given that a meeting of the Common Council of the City of Middletown will be held in the Council Chamber of the Municipal Building on August 24, 2015, at 7:00 p.m. to conduct a public hearing on the following:

AN ORDINANCE APPROVING THE PUBLIC WORKS DEPARTMENT CAPITAL NON-RECURRING PLAN FOR FISCAL YEAR 2015-2016 AND APPROPRIATING \$727,000 FOR THE PURCHASE OF CERTAIN CAPITAL NON-RECURRING EQUIPMENT AND AUTHORIZING THE ISSUE OF \$727,000 BONDS OF THE CITY TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Any and all persons interested may appear and be heard. The complete text of each proposed Ordinance is on file and open to public inspection in the office of the City Clerk.

ATTEST:


Daniel T. Drew
Mayor

Dated at Middletown, Connecticut, this 14 day of August, 2015.

The Council Chamber is wheelchair accessible. If you require special accommodations for any meeting, please call the (860 638-4812 (TDD/TTY) or the Town Clerk's Office at (860) 638-4910 at least ten days prior to the scheduled meeting.

AN ORDINANCE APPROVING THE PUBLIC WORKS DEPARTMENT CAPITAL NON-RECURRING PLAN FOR FISCAL YEAR 2015-2016 AND APPROPRIATING \$727,000 FOR THE PURCHASE OF CERTAIN CAPITAL NON-RECURRING EQUIPMENT AND AUTHORIZING THE ISSUE OF \$727,000 BONDS OF THE CITY TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. The sum of \$727,000 is hereby appropriated for the purchase of the capital non-recurring equipment set forth below, including, without limitation, installation, training and support, equipment, consultants, testing, legal, administrative and financing costs as may be accomplished within said appropriation (hereafter the "Project"). Said appropriation shall be inclusive of all state and federal grants in aid thereof.

PUBLIC WORKS

Two (2) Cars	\$ 50,000
Two (2) Trucks with Plow	410,000
Two (2) Pickup Trucks	80,000
Bulk Oil Dispensing System (City Yard)	66,000
Batting Cages (Parks)	11,000
Gang Mower (Parks)	100,000
Bonding/Legal Fees	10,000
TOTAL	\$727,000

Section 2. The expected useful life of the Project is in excess of ten (10) years. The total estimated cost of the Project is \$727,000, no portion of which is expected to be paid from sources other than the proposed bond issue.

Section 3. To meet said appropriation, \$727,000 bonds of the City, or so much thereof as may be necessary for said purpose, may be issued, maturing not later than the tenth (10th) year after their date, or such later date as may be allowed by law. The bonds may be issued in one or more series as shall be determined by the Mayor and the City Treasurer, and the amount of bonds of each series to be issued shall be fixed by the Mayor and the City Treasurer. The bonds shall be issued in an amount necessary to meet the City's share of Project costs determined after considering the estimated amounts of grants in aid of the Project and will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, or, be combined with other bonds of the City and such combined issue shall be in the denomination per aggregate maturity of \$1,000 or a whole multiple thereof, be issued in bearer form or in fully registered form, be executed in the name and on behalf of the City by the manual or facsimile signatures of the Mayor and the City Treasurer, bear the City seal or a facsimile thereof, be certified by a bank or trust company designated by the Mayor and the City Treasurer, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by the Mayor and the City Treasurer, and be approved as to their legality by Bond Counsel. The bonds shall bear such rate or rates of interest (whether fixed or floating) as shall be determined by the Mayor and the City Treasurer. The bonds shall be general obligations of the City and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon and paid from property taxation to the extent not paid from other funds available for the payment thereof. The aggregate principal amount of the bonds of each series, the annual installments of principal, maturity dates, prices, redemption provisions, if any, time of issue and sale, and other terms, details and particulars of such bonds, including the terms of any reserve that might be established as authorized herein, shall be determined by the Mayor and the City Treasurer in the best interests of the City and in accordance with the requirements of the General Statutes of Connecticut, as amended.

Section 4. Said bonds shall be sold by the Mayor and City Treasurer in a competitive offering or by negotiation, in their discretion. If sold at competitive offering, the bonds shall be at not less than par and accrued interest on the basis of the lowest net or true interest cost to the City, or comparable method. If the bonds are sold by negotiation, the purchase contract shall be approved by the Mayor and City Treasurer.

Section 5. The Mayor and the City Treasurer are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of any series of said bonds. Notes evidencing such borrowings shall be signed by the manual or facsimile signatures of the Mayor and the City Treasurer, have the seal of the City or a facsimile thereof affixed, be payable at a bank or trust company designated by the Mayor and the City Treasurer, be certified by a bank or trust company designated by the Mayor and the City Treasurer pursuant to the General Statutes of Connecticut, as amended, and be approved as to their legality by Bond Counsel. They shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the City and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, shall be included as a cost of the Project. Upon the sale of said bonds the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such temporary borrowings then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 6. In connection with the issuance of any bonds or notes authorized herein, the City may exercise any power delegated to municipalities pursuant to Section 7-370b, as may be approved and executed by the Mayor and the City Treasurer, including the authority to enter into agreements moderating interest rate fluctuation, provided any such agreement or exercise of authority shall be approved by the Common Council.

Section 7. With respect to the receipt of original issuance premium or bid premium upon the sale of the bonds or notes herein authorized, the Mayor and City Treasurer are authorized, but not required, to apply original issuance premium and bid premium, if applicable, to fund future debt service payments on such bonds or notes or to fund any purpose for which bonds of the City are authorized to be issued, and such application shall reduce the amount of authorized and unissued bonds of the purpose to which the premium was applied, in the amount so applied.

Section 8. In order to meet the capital cash flow expenditure needs of the City, the Director of Finance, with notice to and advice from the Mayor and the City Treasurer, is authorized to allocate and reallocate expenditures incurred for the Project to any bonds or notes of the City outstanding as of the date of such allocation, and the bonds or notes to which such expenditures have been allocated shall be deemed to have been issued for such purpose, including the bonds and notes and Project herein authorized.

Section 9. The issue of the bonds aforesaid and of all other bonds or notes of the City heretofore authorized but not yet issued, as of the effective date of this Ordinance, would not cause the indebtedness of the City to exceed any debt limit calculated in accordance with law as shown by the "Debt Statement" attached hereto.

Section 10. The Mayor is hereby authorized to spend a sum not to exceed the aforesaid appropriation for the purposes set forth herein, and the Mayor is specifically authorized to make, execute and deliver any contract or contracts, and any other documents necessary or convenient to complete the improvements authorized herein and the financing thereof.

Section 11. The Mayor, the City Treasurer, the Director of Finance and any other proper City official are each hereby authorized to apply for and accept any available State or Federal grant in aid of the financing of the Project, and to take all action necessary or proper in connection therewith.

Section 12. The City hereby expresses its official intent pursuant to 1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid 60 days prior to and after the date of passage of this ordinance in the maximum amount and for the Project with the proceeds of bonds, notes, or other obligations authorized to be issued by the City. Such obligations shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the Project, or such later date as the Regulations may authorize. The City hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Director of Finance or his designee is authorized to pay project expenses in accordance herewith pending the issuance of any such reimbursement obligations, and to amend this declaration.

Section 13. The Director of Finance is hereby authorized to exercise all powers conferred by Section 3-20e of the general statutes with respect to secondary market disclosure and to provide annual information and notices of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized by this ordinance.

Section 14. This ordinance shall become effective fifteen days after its publication in a newspaper of general circulation in the City pursuant to Chapter III, Section 5 of the City Charter.

SEE ATTACHED DEBT LIMITATION SCHEDULE

DEBT STATEMENT
June 30, 2015
CITY OF MIDDLETOWN, CONNECTICUT

ANNUAL RECEIPTS FROM TAXATION AND REIMBURSEMENTS ("BASE")		
Fiscal Year Ended June 30, 2014		112,444,634
BORROWING CAPACITY FOR EACH CLASS		
2-1/4 times base for General Purposes		253,000,427
4-1/2 times base for Schools		506,000,853
3-3/4 times base for Sewers		421,667,378
3-1/4 times base for Urban Renewal		365,445,061
3 times base for Unfunded Past Benefit Obligations		337,333,902
MAXIMUM AGGREGATE BORROWING CAPACITY		787,112,438
7 times Base		
INDEBTEDNESS BONDS AND NOTES:		
GENERAL PURPOSES	58,252,645	
SCHOOLS	13,186,380	
SEWERS	5,697,700	
URBAN RENEWAL	-	
UNFUNDED PAST BENEFIT		
OBLIGATIONS	-	
BONDS AND NOTES AUTHORIZED BUT		
UNISSUED:		
GENERAL PURPOSES	25,979,270	
SCHOOLS	834,000	
SEWERS	11,596,730	
URBAN RENEWAL	-	
UNFUNDED PAST BENEFIT OBLIGATIONS	-	
CLEAN WATER FUND LOANS:		
SEWERS	5,153,750	
SUB-TOTAL INDEBTEDNESS	120,700,475	
LESS		
FEDERAL AND STATE OF CONNECTICUT		
BUILDING GRANTS, COMMITMENTS AND		
RECEIVABLES		
GENERAL PURPOSE	-	
SCHOOLS	-	
SEWERS	-	
URBAN RENEWAL	-	
TOTAL DEDUCTIONS	-	
NET INDEBTEDNESS		120,700,475
TOTAL DEDUCTIONS		
BALANCE OF BORROWING CAPACITY FOR		
EACH CLASS:		
GENERAL PURPOSE	168,768,512	

SCHOOLS	491,980,473
SEWERS	399,219,198
URBAN RENEWAL	365,445,061
UNFUNDED PAST BENEFIT OBLIGATIONS	337,333,902

BALANCE OF MAXIMUM AGGREGATE BORROWING	
CAPACITY AVAILABLE	666,411,963

3. Public Hearing Closes on Public Works CNR Bond Request.

The Chair, seeing no members of the public wishing to address this bond, closes the public hearing.

6. Questions to Directors

Motion to Recess

Councilman Serra requests a quick five minute recess. Councilwoman Kasper seconds the motion. The Chair asks Councilman Streeto if he wants to address this. He states he wants to discuss with Bond Counsel and the public should hear this. The Chair states can we have a motion to hear from Bond Counsel. The motion is made, seconded and voted to do so. Michael Andreanna is asked to come forward.

Councilman Streeto asks that Bond Counsel come forward because there has been a fundamental misconception knocking around here. The Chair asks for a motion to be made for the Bond Counsel to come forward. Councilwoman Kasper so moves and is seconded by Councilman Streeto. The vote is called and it is unanimous to waive the rules to have Bond Counsel Michael Andreanna come forward. Councilman Streeto states a number of the members of the public have expressed the option to take this language out that includes artificial turf fields as an option and is that something that can be done tonight legally. Atty. Andreanna states their firm would be comfortable amending it here because the Common Council is the only legislative body that has acted or will act on this before it goes to a referendum vote. Obviously the referendum vote is up or down, but you do have the ability to amend it. Councilman Streeto states we can take a particular provision completely out. Atty. Andreanna states through an amendment vote, yes. Councilman Streeto states he was under a different impression and stands corrected. Councilman Giuliano states as he read the ordinance there is a reference that states also including artificial fields but it is not a requirement. Atty. Andreanna states that is true; it is his understanding it is not a requirement that the fields have to be synthetic. There is a choice that can be made at the time of construction and installation.

Councilman Giuliano states if we take it out. . . If we didn't say anything, I don't know that it would effectively close it either, unless we added language prohibiting artificial fields. Atty. Andreanna asks if they left the language the same. Councilman Giuliano states no, if they remove the language turf fields and did nothing more, would that be enough to foreclose it or would it be better to make it clear we do not want artificial fields. Atty. Andreanna states his advice to the Council and City is not have artificial turf fields is to be a specific reference to that point; that this project does not include artificial turf fields. Councilman Giuliano states is other question is about complete streets. I know we do all kinds of bonding for road work and sidewalks not adjacent to a park land might be part of the road work bonding and I don't know how honest it is to go out to the public with a parks bond and then go do sidewalks with it. Are we getting into some kind of fuzzy areas. Atty. Andreanna says you would be pushing the envelope at the time and when he drafted the ordinance it was a parks project and it was specifically included some bicycle trails and a spur from the Mattabassett trail, park related. I never envisioned this as sidewalks anywhere you wanted to put it. Councilman Daley wants clarification that the ordinance clearly states the Milone and MacBroom Study; that study is the premise of nine synthetic fields and it doesn't lock us into it but he has concerns because it ties the authorization to that study. You may need to clarify that we have flexibility to determine anything from 0 to more than 9 would be within the realm of the Council to determine. Atty. Andreanna states in his determination, the Council would have complete flexibility as to the type of turf used on these fields. Councilman Daley asks on any of the fields and Atty. Andreanna responds yes. Councilman Daley states the ordinance specifically mentions sidewalks but again and reading it in context it is sidewalks pertinent to the project. Atty. Andreanna responds yes, adjacent to the parks. Councilman Faulkner asks how do we govern specific parks whether we want a different surface and who makes that decision. Atty. Andreanna states it is beyond my scope. Councilwoman Bartolotta states it would be the executive board because there is no building committee in place right now. Councilman Daley asks what is the executive board. Councilwoman Bartolotta responds the Mayor, Carl Erlacher; the Chair responds you are thinking the professional services committee and that is one where we select professional services vendors rather than making these substantive decisions. Councilwoman Bartolotta states she stands corrected, but is it not true, if this pass would it not go to the board unless a building committee is established. Mr. Erlacher states he is not the City Attorney, but after the referendum, it would be the Mayor's Office and the Director handling the project unless there was a building committee. Councilman Daley states isn't it inconceivable there wouldn't be a building committee; the Chair responds by ordinance, we would have to.

Councilman Serra asks Atty. Andreanna states your language is and he reads it from the bond; the interpretation of that is what. Is it either or. Atty. Andreanna states it is either or. Councilman Serra states he believes a building committee be able to select what should be done because the language is flexible. Atty. Andreanna responds yes; it is flexible. Councilman Serra states the language can stay the same and select what we want to do, knowing what we heard this evening. Atty. Andreanna states that is true. Councilman Serra states we were concerned relative to this so it is either or and there is money available to go all natural. The second question is Section 1, the funding is not inclusive of aid or grants and that means if they get grants it doesn't transplant the bonds. Atty. Andreanna states you are right; sometimes, it is included and that would reduce the bond language but this is drafted to exclude additional monies from the bond. Councilman Serra states so additional funding could be used relative to parks and playgrounds. Atty. Andreanna states true. Councilman Serra states the bottom line is the language here will give the building committee what they heard to night give them the ability to do what is needed relative to toxic stuff. That is true relative to the bond language. Atty. Andreanna responds yes. The Chair recognizes Councilwoman Bartolotta but wants the Council to know that there is two minutes before the videographers need to change the DVD. Councilwoman Bartolotta responds the last question is there is a reason to bond this all at once or is there a benefit to do that. Atty. Andreanna states the interest rate will be determined when you bond. Councilwoman Bartolotta states so there is no reason to have to do it all at once. Atty. Andreanna states the approval is because it comes from the study and all part of a city-wide park project. Councilwoman Bartolotta states we can bond for the individual projects as they take place and at that time get the interest rate the city is worth receiving. Atty. Andreanna responds yes. Councilwoman Bartolotta states there is no benefit for putting this under one umbrella tonight. Atty. Andreanna responds not if you are not ready to spend the money. It doesn't make sense and there is a tax law about issuing bonds prior to the time you are ready to spend the money.

The Chair asks Atty. Andreanna to make a distinction between borrowing and making an authorization. Atty. Andreanna states what is happening here is the City having the authorization to go out and bond for these projects and that authorization can be split up over a number of bond issues over a number of years. There is no requirement that you have to go out all at once for the full amount. The Chair states he will ask for the recess now and asks Bond Counsel to remain because there are a couple of more questions for you.

Motion to Recess

The Chair asks if there are any more questions for bond counsel after the break; seeing none, the Chair thanks Atty. Andreanna and asks for a recess. Councilman Serra so moves and is seconded by Councilman Streeto. The vote is unanimous and the Chair states we will be back at 9:05 p.m.

Meeting Reconvenes

The Chair calls the meeting to order at 9:11 p.m. and asks if there are still questions to directors.

Councilman Giuliano is recognized and asks to address questions to Carl Erlacher, Finance Director. He asks about two bond ordinances for \$52 million dollars and do you remember any time with aggregate sums anywhere near this amount of money? Mr. Erlacher states he doesn't recall anything. Councilman Giuliano asks if there is anything in the bond ordinances and it has been said on the Parks one it is a ten year project and is there anything in the proposed ordinances that they are required to sell them all at once; is there anything to prohibit us from selling them all at once. Mr. Erlacher responds not to his knowledge. Councilman Giuliano says it is in the realm of possibility to sell all close to \$37 million and as long as we begin the project and maintain an acceptable pace, you are within the law. Mr. Erlacher responds you would have to make sure you could spend \$36 million in the time for arbitrage, but I don't think anyone is planning on spending \$36 million in one fiscal year or two fiscal years. Councilman Giuliano states he would hope not, but there is nothing to stop that from happening within the law or as it is written in the ordinance itself that would prohibit it. Mr. Erlacher states assuming the building committees were established for each project, it would have to be about six or seven committees going at the same time, it could happen. However, he doesn't see that happen. He has a question for Bill Russo. Councilman Serra asks of Mr. Erlacher states it will take time to do this project and do it in a phase, for example if they did Woodrow Wilson at \$4.6 million, how would that affect the debt service. Mr. Erlacher states next budget they will work on we have about \$3.5 coming on and \$2 million coming off so about \$1.5 million new debt. They did receive a large premium with that issuance and they have not used it all on this fiscal budget so there is approximately \$1.5 million that's left aside from that premium so it would keep us about even for next year.

Councilman Serra responds we probably would not bond that year, but the next year because of engineering, etc. Mr. Erlacher states that is correct, but if we bond next spring, we would have interest only for the next year and we have not spoken to directors about this. Councilman Serra states is bonding constant. Mr. Erlacher states they try to make it that way. Councilman Serra states if they do it in phases, would you say that in general. Mr. Erlacher responds that is how they try to take debt on is when debt comes off if it is at all possible. The exception is Mattabassett where they had to buy into the district facility. We try to take on when we take off. Councilman Serra states clarify the words about the bond funds not inclusive of aid thereof. That means that . . . Mr. Erlacher states we can take on additional grants. For the \$15 million, the wording is inclusive. Councilman Serra responds that means supplanting on that one, but not

this one. Mr. Erlacher responds that is correct. Councilman Serra states if we do it in a phased situation, our bonding will remain roughly equal. Mr. Erlacher states in general; in 2018 we do have some school bonds coming off. It all depends on what the Council wants to authorize. If we are cognizant or budget that way, we should be able to handle that. Councilman Serra replies but obviously that will be my mantra from here; that we keep it constant because this is a lot of money. However, when you phase it, it is a little different.

Councilman Giuliano asks to address questions to Bill Russo, Director of Public Works. He states that the Parks authorization it is \$36,950,000 and during discussions it was around \$29 million; can you explain what is built into this bond for the extra \$8 million? Mr. Russo responds the money referred to is just the study from Milone MacBroom. After that came the study for the bike path from a different firm; that is why that number is not with the Milone MacBroom study. If that passes, the bike path to pick up from Tuttle Place to Tuttle Road and connect the three schools back to Newfield Street and Route 66 and back to Newfield. That is a \$4 million price tag. \$2 million more for organic in-fill on the synthetic turf and that is from Milone MacBroom. You heard about the Trees of Honor, the road, lighting, water and the pool is beyond its age and is not ADA compliant. It is in disparate need of upgrades there; that is another \$1.5 million. What is in front of you is from every organization that came from me. We did not tell anyone we cannot do it. Councilman Giuliano states on the synthetic fields, it costs more to put in and less to maintain as opposed to grass fields which is a lot less to put in but it's the maintenance and playability that becomes the problem; is that correct. Mr. Russo responds that is correct. Councilman Giuliano asks they have nine synthetic fields in there and if they decide to do less with that money would be freed up to do other things within this ordinance; is that so. Mr. Russo replies I believe that is what bond counsel said. Councilman Giuliano states you could do more at Macdonough School or more at another facility that has been brought up and short changed. Mr. Russo states you would have to ask bond counsel. Councilman Giuliano states so long as it is in the ordinance you could spend more. Atty. Andreanna states if it is mentioned in the ordinance and is park related it is covered in the ordinance. Councilman Giuliano states we can say more on this and less on that if it is within the ordinance. Atty. Andreanna states correct.

Councilman Bauer states there is a resolution or \$28,000 and I can't remember what it is for; can you remind me before I vote. Mr. Russo responds it is the Middletown High Lawn in your packet. Councilwoman Kasper states it is the \$28,000 and it is part of the agreement we have with Insurance and Claims and it is included in our settlement. Mr. Russo states it is the settlement. Councilwoman Kasper asks if this is over and above the settlement. Mr. Russo replies it is for Cardinal Engineering to go to work on the plans for that wall. Councilwoman Kasper states that is part of the settlement. Mr. Russo responds correct.

Councilman Streeto states on 7B, the ordinance, can you go through the steps that it took to get here and the opportunities the public had. Mr. Russo states Public Works and Parks merged two years ago; after that, I brought in every head of every sports program in Middletown. We discussed their program and asked for their needs. I brought it back to Public Works Commission and they made a motion to do a parks study and the Council appropriated \$75,000 and they hired Milone and MacBroom to do that study. Councilman Streeto states there was a public hearing when we did that; Mr. Russo states correct and we asked a representative from each group to come to the meeting. Councilman Streeto states following that Public Works held a series of hearings on this in which Milone and MacBroom came to listen to them. Then Public Works met on this. Councilman Streeto states we held several hearings and all had opportunities for the public to speak. Then we held a workshop and an opportunity for the public to speak. So if someone said the Council was doing something without public participation that would be wrong. Mr. Russo replies all meetings are open to the public. Every meeting is publicized and public input is encouraged. Councilman Streeto states you were asked to solicit certain people's comments and present with you. Mr. Russo responds yes. Councilman Streeto states they heard a lot about artificial turf fields and they are not cheaper than natural fields. Mr. Russo states if they break down the costs and heard that breakdown the costs, for example they spent \$40,000 last year to irrigate these fields to keep them in halfway decent condition. He got a call from the head of Soccer and he said you have to do something at Country Club Road; the goal boxes need replacing and it is a tripping hazard. He suggested going to Farmington and see what they do; they put synthetic turf in just the goal boxes. Our goal is to have a playing surface that is save and not have to put in five, six, seven more fields and then come and ask for more people to maintain them. Councilman Streeto asks what makes synthetic better than natural fields. Mr. Russo said it is soccer; Little League is in gyms in March. Our fields don't dry out until the middle of April. The advantage is if we have a thunderstorm at 2 or 3 p.m. they are asked why they can't play on them at 5 p.m. The advantage of the synthetic field is ten minutes after it rains, they can play on the field. Some say it is great to go out there and slide in the mud, but it is a nightmare for us to maintain it. It is not healthy for a sports field. Councilman Streeto states they heard from Board Members and the Superintendent of Schools; what is at the high school. Mr. Russo responds synthetic fields. Councilman Streeto asks if the Board has moved to tear it up. Mr. Russo responds he can't comment.

Councilman Bauer asks for a follow-up what was the dollar component in the plan for the pool. Mr. Russo replies \$800,000 for everything; it is the locker rooms, splash pad, ramp to go in without the wall. Councilman Bauer states he has not seen the plans and was that voted to include it in the ordinance. Mr. Russo states it is from Weston and Sampson and they do have the plan. He will make it available. Councilman Bauer states that would be over two years ago.

Mr. Russo responds I believe so, just like the Wilson Middle Track, you did that before the consolidation and put the cart ahead of the horse. Councilman Bauer states the distinction to that was that the high school was done at least during this current Council term. Was the pool done during this Council. Mr. Russo states just at the beginning of the term, I believe.

Point of Order

Councilman Santangelo asks a point of order and states that particular plan we did that during the Vet's Park. Chair states it was while we were recruiting Trees of Honor. It was around the same time. Councilman Santangelo asks the last time there was work done on the pool. Mr. Russo states 20 years. Councilman Santangelo states the pool was built in the 1950's and it needs some work. The chair asks if there are further questions to directors; seeing none, he will close that portion of the agenda.

7. Mayor requests Council Clerk to read the appropriation and bond ordinance requests and the Certificate of Director of Finance.



CITY OF MIDDLETOWN

MAYOR'S OFFICE
MUNICIPAL BUILDING

NOTICE OF PUBLIC HEARING

Notice is hereby given that a special meeting of the Common Council of the City of Middletown will be held in the Council Chamber of the Municipal Building on August 24, 2015, at 7 p.m. to consider and act upon the following:

AN ORDINANCE APPROPRIATING A SUPPLEMENTAL \$15,000,000 FOR THE PLANNING, DESIGN, ACQUISITION AND CONSTRUCTION FOR A PORTION OF THE FORCE MAIN AND INTER-MUNICIPAL PUMP STATION IN CONNECTION WITH THE MATTABASSETT REGIONALIZATION PROJECT AND AUTHORIZING THE ISSUE OF \$15,000,000 BONDS AND OBLIGATIONS OF THE CITY TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

AN ORDINANCE APPROPRIATING \$36,950,000 FOR THE REDESIGN, RENOVATION, REPLACEMENT, RECONSTRUCTION AND IMPROVEMENTS AT ATHLETIC FIELDS, PARKS AND TRAILS CITY-WIDE AND AUTHORIZING THE ISSUE OF \$36,950,000 BONDS OF THE CITY TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

The complete text of each proposed Ordinance is on file and open to public inspection in the office of the City Clerk.

ATTEST:


Daniel T. Drew
Mayor

Dated at Middletown, Connecticut, this 14 day of August, 2015.

The Council Chamber is wheelchair accessible. If you require special accommodations for any meeting, please call the (860 638-4812 (TDD/TTY) or the Town Clerk's Office at (860) 638-4910 at least ten days prior to the scheduled meeting.



CITY OF MIDDLETOWN

MAYOR'S OFFICE
MUNICIPAL BUILDING

NOTICE OF PUBLIC HEARING

Notice is hereby given that a regular meeting of the Common Council of the City of Middletown will be held in the Council Chamber of the Municipal Building on August 24, 2015 at 7 p.m. to consider and act upon the following:

Public Works
Building & Grounds \$28,000, Account No 1000-22000-55185-0229, Contractual
Services, General Fund.

Any and all persons interested may appear and be heard.

ATTEST:


MAYOR DANIEL T. DREW
Mayor

Dated at Middletown, Connecticut, 14th day of August, 2015.

The Council Chamber is wheelchair accessible. If you require special accommodations for any meeting, please call the (860 638-4812 (TDD/TTY) or the Town Clerk's Office at (860) 638-4910 at least ten days prior to the scheduled meeting.

MEMORANDUM

TO: His Honor, Mayor Daniel T. Drew and
Members of the Common Council

FROM: Finance Department

DATE: August 19, 2015

RE: Certification of Funds

This is to certify that funds sufficient to meet the appropriations requested at your meeting on August 24, 2015 are available as follows:

General Fund	\$28,000
A Supplemental for Portion Of Force Main In Connection With Mattabassett Project Ordinance Bond Issue	\$15,000,000
Redesign, Renovation, Replacement Reconstruction & Improvements At Athletic Fields, Parks & Trails City Wide Ordinance Bond Issue	\$36,950,000

RECEIVED
2015 AUG 20 AM 11:41
CITY OF MIDDLETOWN
MAYOR'S OFFICE

Respectfully submitted,

Carl Erlacher
Director of Finance &
Revenue Services

- A. An Ordinance Appropriating A Supplemental \$15,000,000 For The Planning, Design, Acquisition And Construction For A Portion Of The Force Main And Inter-Municipal Pump Station In Connection With The Mattabassett Regionalization Project And Authorizing The Issue Of \$15,000,000 Bonds And Obligations Of The City To Meet Said Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose

Ordinance No. 17-15

File Name Middletown Bond Ordinance Mattabassett (8_24_15)
(Approved)

WHEREAS, on August 6, 2012, the Common Council of the City of Middletown, Connecticut (the “City”) approved a Bond Ordinance entitled: “An Ordinance Appropriating \$37,000,000 for the Planning, Design, Acquisition and Construction of a Force Main and Inter-Municipal Pump Station in Connection with the Mattabassett Regionalization Project and Authorizing the Issue of \$37,000,000 Bonds and Obligations of the City to Meet said Appropriation and Pending the Issuance Thereof the Making of Temporary Borrowings for such Purpose” (the “Original Bond Ordinance”);

WHEREAS, on August 6, 2012, the Common Council of the City of Middletown, Connecticut, in accordance with State law and as required by the City’s Charter, approved a Resolution providing for a city-wide Referendum with respect to the approval of the Original Bond Ordinance;

WHEREAS, at the Referendum held on November 6, 2012, the voters of the City approved the Original Bond Ordinance;

WHEREAS, on April 7, 2014, pursuant to Connecticut General Statutes Section 7-263a, the Common Council authorized an additional \$3,000,000 in bonds, notes and other obligations to fund excess costs of the Mattabassett Regionalization Project;

WHEREAS, based on recent estimates provided by the City’s engineering consultants, the overall cost of the Mattabassett Regionalization Project is currently anticipated to be approximately \$55,000,000 (\$15,000,000 more than the \$40,000,000 previously approved for the Project).

NOW THEREFORE, THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN, CONNECTICUT APPROVES THE FOLLOWING:

Section 1. A supplemental \$15,000,0000 is appropriated for the planning, design, acquisition and construction for a portion of the force main, and an inter-municipal pump station to pump sewerage from the City of Middletown to the Mattabassett District Facility, located in Cromwell, Connecticut (the Mattabassett Regionalization Project), and allowing for related relocation of other utilities, railroad appurtenances, CTDOT appurtenances/signs/structures, and related water main and road surface relocation and improvements in connection with said Mattabassett Regionalization Project, consisting of:

- (i) regionalization of the City of Middletown Sewerage Treatment Plant with the Mattabassett District, as approved in a document more formally called the “City of Middletown Sewer Facility Plan, dated December 31, 2003”, as subsequently approved by the Department of Energy and Environmental Protection on May 15, 2006 (the “Plan”), and related gravity sewers, force main sewers, pumps stations, pretreatment, structural appurtenances, easements and rights of way as may be necessary, survey, geotechnical investigations, structural analysis and design, hydraulic analysis, sewer system SCADA

development and implementation, and design, permitting and environmental investigations, bidding, bid analysis, contract and construction administration, construction, and creation of all operations manuals;

(ii) gravity and force sewer main design, engineering, relocation, replacement, improvements and repairs, demolition of the existing sewer plant, and constructive reuse, related to or performed in conjunction with the Plan;

(iii) road surface relocation and improvements to various roads in connection with the Plan, including road resurfacing, obtaining easements and rights-of-way, engineering, relocation, reconstruction, paving, drainage, grading, monumentation, curbing, sidewalk reconstructions and extensions, and general bituminous pavement;

(iv) all engineering, design, investigation, construction inspection, contract administration, administrative, printing, legal and financing costs related thereto (collectively, the "Project").

Said appropriation shall be inclusive of state and federal grants in aid thereof.

Section 2. The expected useful life of the Project is thirty (30) years. The total estimated cost of the Project is \$55,000,000, approximately twenty percent (20%) of the qualifying costs are expected to be paid from State Clean Water Fund grants, and eighty percent (80%) of such costs are expected to be paid from 20-year Clean Water Fund loans bearing interest at two percent (2%), and any remaining non-qualifying costs are to be paid from City bond or note obligations.

Section 3. To meet said supplemental appropriation of \$15,000,000 for the Project, the Common Council hereby authorizes and approves the sale, issuance, rollover and/or reissuance by the City from time to time of (i) project loan obligations, interim funding obligations or other obligations (collectively, the "CWF Obligations") as described herein meeting the conditions prescribed in Sections 22a-475 to 22a-483, inclusive, of the Connecticut General Statutes (the "Clean Water Fund Statutes"), (ii) bonds of the City as described herein, or (iii) any combination of CWF Obligations or bonds described in (i) and (ii) above, provided, in all cases, that the total, aggregate principal amount thereof outstanding hereunder at any time shall not exceed \$15,000,000. The aggregate amount of CWF Obligations and bonds shall be issued in an amount necessary to meet the City's share of Project costs determined after considering the estimated amounts of grants in aid of the Project.

(a) Any CWF Obligations shall be issued pursuant and subject to the Clean Water Fund Statutes. To meet any portion of the costs of the Project determined to be eligible for funding under said Clean Water Fund Statutes, the City may issue its project loan obligations to the State and may issue interim funding obligations in anticipation of such project loan obligations in such denominations as may be appropriate. Any such interim funding obligations may be renewed from time to time by the issuance of other notes, provided the final maturity of such notes do not exceed the maximum period permitted under Section 22a-479 of the Connecticut General Statutes. The CWF Obligations may be secured as to both principal and interest by a pledge of revenues to be derived from sewerage system use and/or connection charges or benefit assessments or both. The CWF Obligations may also be secured by the full faith and credit of the City. The Mayor of the City is authorized to sign such CWF Obligations by his manual or facsimile signature. The CWF Obligations shall bear the seal of the City or a facsimile of the seal.

(b) Any bonds issued shall mature not later than the twentieth (20th) year after their date, or such later date as may be allowed by law. The bonds may be issued in one or more series as shall be determined by the Mayor and the City Treasurer, and the amount of bonds of each series to be issued shall be fixed by the Mayor and the City Treasurer. The bonds shall be issued in an amount necessary to provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, or, be combined with other bonds of the City and such combined issue shall be in the denomination per aggregate maturity of \$1,000 or a whole multiple thereof, be issued in bearer form or in fully registered form, be executed in the name and on behalf of the City by the manual or facsimile signatures of the Mayor and the City Treasurer, bear the City seal or a facsimile thereof, be certified by a bank or trust company designated by the Mayor and the City Treasurer, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by the Mayor and the City Treasurer, and be approved as to their legality by Bond Counsel. The bonds shall bear such rate or rates of interest (whether fixed or floating) as shall be determined by the Mayor and the City Treasurer. The bonds shall be general obligations of the City and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon and paid from property taxation to the extent not paid from other funds available for the payment thereof. The aggregate principal amount of the bonds of each series, the annual installments of principal, maturity dates, prices, redemption provisions, if any, time of issue and sale, and other terms, details and particulars of such bonds, including the terms of any reserve that might be established as authorized herein, shall be determined by the Mayor and the City Treasurer in the best interests of the City and in accordance with the requirements of the General Statutes of Connecticut, as amended.

Section 4. Any bonds shall be sold by the Mayor and City Treasurer in a competitive offering or by negotiation, in their discretion. If sold at competitive offering, the bonds shall be at not less than par and accrued interest on the basis of the lowest net or true interest cost to the City, or comparable method. If the bonds are sold by negotiation, the purchase contract shall be approved by the Mayor and City Treasurer.

Section 5. The Mayor and the City Treasurer are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of any series of said bonds. Notes evidencing such borrowings shall be signed by the manual or facsimile signatures of the Mayor and the City Treasurer, have the seal of the City or a facsimile thereof affixed, be payable at a bank or trust company designated by the Mayor and

the City Treasurer, be certified by a bank or trust company designated by the Mayor and the City Treasurer pursuant to the General Statutes of Connecticut, as amended, and be approved as to their legality by Bond Counsel. The notes shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the City and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, shall be included as a cost of the Project. Upon the sale of said bonds the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such temporary borrowings then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 6. In connection with the issuance of any bonds or notes authorized herein, the City may exercise any power delegated to municipalities pursuant to Section 7-370b, as may be approved and executed by the Mayor and the City Treasurer, including the authority to enter into agreements moderating interest rate fluctuation, provided any such agreement or exercise of such authority shall be specifically approved by the Common Council.

Section 7. With respect to the receipt of original issuance premium or bid premium upon the sale of the bonds or notes herein authorized, the Mayor and City Treasurer are authorized, but not required, to apply original issuance premium and bid premium, if applicable, to fund future debt service payments on such bonds or notes or to fund any purpose for which bonds of the City are authorized to be issued, and such application shall reduce the amount of authorized and unissued bonds of the purpose to which the premium was applied, in the amount so applied.

Section 8. In order to meet the capital cash flow expenditure needs of the City, the Director of Finance, with notice to and advice from the Mayor and the City Treasurer, is authorized to allocate and reallocate expenditures incurred for the Project to any bonds or notes of the City outstanding as of the date of such allocation, and the bonds or notes to which such expenditures have been allocated shall be deemed to have been issued for such purpose, including the bonds and notes and Project herein authorized.

Section 9. The issue of the bonds aforesaid and of all other bonds or notes of the City heretofore authorized but not yet issued, as of the effective date of this Ordinance, would not cause the indebtedness of the City to exceed any debt limit calculated in accordance with law as shown by the "Debt Statement" attached hereto.

Section 10. The Mayor is hereby authorized to spend a sum not to exceed the aforesaid aggregate appropriation for the Project for the purposes set forth herein, and the Mayor is specifically authorized to make, execute and deliver any contract or contracts, and any other documents necessary or convenient to complete the improvements authorized herein and the financing thereof, including, but not limited to, any Clean Water Fund project funding agreements between the City and the State of Connecticut substantially in such form as may be required by the State.

Section 11. The Mayor, the City Treasurer, the Director of Finance and any other proper City official are each hereby authorized to apply for and accept any available State or Federal grant in aid of the financing of the Project, and to take all action necessary or proper in connection therewith.

Section 12. The City hereby expresses its official intent pursuant to 1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid 60 days prior to and after the date of passage of this ordinance in the maximum amount and for the Project with the proceeds of bonds, notes, or other obligations authorized to be issued by the City. Such obligations shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the Project, or such later date as the Regulations may authorize. The City hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Director of Finance or his designee is authorized to pay project expenses in accordance herewith pending the issuance of any such reimbursement obligations, and to amend this declaration.

Section 13. The Director of Finance is hereby authorized to exercise all powers conferred by Section 3-20e of the general statutes with respect to secondary market disclosure and to provide annual information and notices of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized by this ordinance.

Section 14. This ordinance shall take effect when the same shall have been approved by a majority of those voting thereon at a referendum called and warned for such purpose. The date and other particulars of such referendum shall be determined by resolution of the Common Council. In the event that this ordinance shall not be approved at such referendum, it shall be null and void and of no effect.

DEBT STATEMENT
June 30, 2015
CITY OF MIDDLETOWN, CONNECTICUT

ANNUAL RECEIPTS FROM TAXATION AND REIMBURSEMENTS ("BASE")	
Fiscal Year Ended June 30, 2014	112,444,634
BORROWING CAPACITY FOR EACH CLASS	
2-1/4 times base for General Purposes	253,000,427
4-1/2 times base for Schools	506,000,853
3-3/4 times base for Sewers	421,667,378
3-1/4 times base for Urban Renewal	365,445,061
3 times base for Unfunded Past Benefit Obligations	337,333,902
MAXIMUM AGGREGATE BORROWING CAPACITY	787,112,438
7 times Base	

INDEBTEDNESS BONDS AND NOTES:		
GENERAL PURPOSES	58,252,645	
SCHOOLS	13,186,380	
SEWERS	5,697,700	
URBAN RENEWAL	-	
UNFUNDED PAST BENEFIT		
OBLIGATIONS	-	
BONDS AND NOTES AUTHORIZED BUT		
UNISSUED:		
GENERAL PURPOSES	25,979,270	
SCHOOLS	834,000	
SEWERS	11,596,730	
URBAN RENEWAL	-	
UNFUNDED PAST BENEFIT OBLIGATIONS	-	
CLEAN WATER FUND LOANS:		
SEWERS	5,153,750	
SUB-TOTAL INDEBTEDNESS	120,700,475	
LESS		
FEDERAL AND STATE OF CONNECTICUT		
BUILDING GRANTS, COMMITMENTS AND		
RECEIVABLES		
GENERAL PURPOSE	-	
SCHOOLS	-	
SEWERS	-	
URBAN RENEWAL	-	
TOTAL DEDUCTIONS	-	
NET INDEBTEDNESS		120,700,475
TOTAL DEDUCTIONS		
BALANCE OF BORROWING CAPACITY FOR		
EACH CLASS:		
GENERAL PURPOSE	168,768,512	
SCHOOLS	491,980,473	
SEWERS	399,219,198	
URBAN RENEWAL	365,445,061	
UNFUNDED PAST BENEFIT OBLIGATIONS	337,333,902	
BALANCE OF MAXIMUM AGGREGATE BORROWING		
CAPACITY AVAILABLE		666,411,963

Councilwoman Hope Kasper reads through section 1 of the bond ordinance and moves for approval An Ordinance Appropriating A Supplemental \$15,000,000 For The Planning, Design, Acquisition And Construction For A Portion Of The Force Main And Inter-Municipal Pump Station In Connection With The Mattabassett Regionalization Project And Authorizing The Issue Of \$15,000,000 Bonds And Obligations Of The City To Meet Said Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose. Councilman James Streeto seconds the motion.

Motion to Waive the Rules

Councilman Serra moves to waive the reading of the rest of the ordinance after the reading of Section 1; Councilman Daley seconds the motion. The vote is called and it is unanimous to waive the reading of the rest of the ordinance. The Chair states is there any discussion.

Councilman Giuliano states he has a statement from Councilwoman Driska who is away and asked that the statement be read. It is in regard to both bond ordinances and he begs the Council's indulgence. She is deeply concerned, like the high school bond several years ago, she is deeply concerned that they have to go back to the voters of our city to complete a major bond program. She is deeply concerned about statements made about the \$15 million requested, specifically that this amount is more than we need and are asking for more in case something else goes wrong. There is no project that has had a 45% cost overrun; if the project was not so crucial for the development of the water front and a growing tax base which has been stalled the last three years, I would have probably thought twice about sending this to the voters asking for their support. Regarding the Parks initiative I would let the voters speak, but I would caution that the next mayor would have control over the bonding and how it is handled; more importantly, the next mayor would have control over the appointment of the building committee for the completion of the project which will take several years. Important issues such as turf fields and recreational spaces currently not included in the plan at this time. The referendum is about the voters having the ability to voice their agreement or opposition on the important issues before this City . While I have voiced my concern about the two items before us I believe it is important to let the voters speak. Thank you, Sandra Russo Driska.

Councilman Giuliano states he will forward to the Clerk for inclusion in the minutes. Councilman Streeto asks if Councilwoman Russo Driska put her vote in for this meeting or did she just decide not to come to this meeting and issue a statement. Councilman Giuliano states she is in Florida with her daughter. Councilman Streeto states this is an important issue. Councilman Serra states obviously we know we have to vote for this and the paper stated inadequate estimates to complete the work and if we don't do this and complete the project, the development of the riverfront will not happen or we will have to renovate or tear down our own plant. This is

unfortunate and we have to go forward and he asks for the Council's support. The Chair hearing no further discussion, calls for the vote.

The chair calls for the vote by roll call.

Councilwoman Bartolotta	Aye
Councilman Bauer	Aye
Councilman Chisem	Absent
Councilman Daley	Aye
Councilman Faulkner	Aye
Councilman Giuliano	Aye
Councilwoman Kasper	Aye
Councilwoman Kleckowski	Aye
Councilwoman Russo Driska	Absent
Councilman Santangelo	Aye
Councilman Serra	Aye
Councilman Streeto	Aye

Councilman Thomas Serra, Councilwoman Mary Bartolotta, Councilwoman Hope Kasper, Councilman Robert Santangelo, Councilman Grady Faulkner, Councilman Gerald Daley, Councilman James Streeto, Councilman Sebastian Giuliano, Councilwoman Deborah Kleckowski, Councilman David Bauer; 0 nay votes by no one and 2 members absent. The Chair states the matter carried with 10 affirmative votes, 0 in opposition and 2 absent.

B. An Ordinance Appropriating \$36,950,000 For The Redesign, Renovation, Replacement, Reconstruction And Improvements At Athletic Fields, Parks And Trails City-Wide And Authorizing The Issue Of \$36,950,000 Bonds Of The City To Meet Said Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose

Ordinance No. 18-15

File Name Middletown Bond Ordinance Park Projects (8_24_15)
(Amended and Approved)

Section 1. The sum of \$36,950,000 is hereby appropriated for redesign, renovation, replacement, reconstruction and improvements to the athletic fields, parks and trails located at Woodrow Wilson School, Lawrence School, Moody School, Snow School, Wesley School, Pat Kidney Field, Hubbard Park, Smith Park, McCutcheon Park, Country Club Road Soccer Complex, Long Hill Road Soccer Complex, Palmer Field, Harbor Park, Spear Park and the Trail Spur off of the existing Mattabesett Trolley Trail as recommended by Milone & MacBroom in its study entitled, "City of Middletown Athletic Fields and Parks Evaluation – Recommended Improvements," dated July 21, 2015, and at Veteran's Park, McCarthy Park, Butternut Hollow Park and Westlake Drive Park (after the Park is acquired by the City). Said redesign, renovation, replacement, reconstruction and improvements include, without limitation, demolition of existing site improvements and buildings; the installation of new multi-use natural grass fields; restoration of existing park and school recreation facilities for a variety of outdoor activities including, but not limited to, football, soccer, lacrosse, baseball, softball, lacrosse, and frisbee fields; basketball, volleyball and tennis courts; track and related field events; installation of new exercise and walking trails; construction of trails and bike paths and routes; pool upgrades, splash pad/spray park and playground construction, benches, trash receptacles, bike racks and signage; new and renovated fencing; pavement removal and replacement including curbing, sidewalks, painting, and striping; signage; landscaping and other site furnishings and amenities; demolition as needed; removal and replacements of grandstands, bleachers, lighting; construction of restrooms, concession and storage buildings; installation of security cameras; installation of ADA compliant site and building improvements; replacement of floating boat dock system; other equipment, property and appurtenances related thereto; the costs of professional services including, but not limited to, surveying, landscape architecture, engineering, architecture, construction and contract administration, and inspection; and all other costs necessary or appropriate for the project, including a contingency amount necessary to cover unexpected construction costs, project administration, advertising, printing, legal, and financing costs related thereto (hereafter the "Project"). Said appropriation shall not be inclusive of state and federal grants in aid thereof.

Section 2. The expected useful life of the Project is in excess of twenty (20) years. The total estimated cost of the Project is \$36,950,000, no portion of which is expected to be paid from sources other than the proposed bond issue.

Section 3. To meet said appropriation \$36,950,000 bonds of the City, or so much thereof as may be necessary for said purpose, may be issued, maturing not later than the twentieth (20th) year after their date, or such later date as may be allowed by law. The bonds may be issued in one or more series as shall be determined by the Mayor and the City Treasurer, and the amount of bonds of each series to be issued shall be fixed by the Mayor and the City Treasurer. The bonds shall be issued in an amount necessary to meet the City's share of Project costs determined after considering the estimated amounts of grants in aid of the Project and will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, or, be combined with other bonds of the City and such combined issue shall be in the denomination per aggregate maturity of \$1,000 or a whole multiple thereof, be issued in bearer form or in fully registered form, be

executed in the name and on behalf of the City by the manual or facsimile signatures of the Mayor and the City Treasurer, bear the City seal or a facsimile thereof, be certified by a bank or trust company designated by the Mayor and the City Treasurer, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by the Mayor and the City Treasurer, and be approved as to their legality by Bond Counsel. The bonds shall bear such rate or rates of interest (whether fixed or floating) as shall be determined by the Mayor and the City Treasurer. The bonds shall be general obligations of the City and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon and paid from property taxation to the extent not paid from other funds available for the payment thereof. The aggregate principal amount of the bonds of each series, the annual installments of principal, maturity dates, prices, redemption provisions, if any, time of issue and sale, and other terms, details and particulars of such bonds, including the terms of any reserve that might be established as authorized herein, shall be determined by the Mayor and the City Treasurer in the best interests of the City and in accordance with the requirements of the General Statutes of Connecticut, as amended.

Section 4. Said bonds shall be sold by the Mayor and City Treasurer in a competitive offering or by negotiation, in their discretion. If sold at competitive offering, the bonds shall be at not less than par and accrued interest on the basis of the lowest net or true interest cost to the City, or comparable method. If the bonds are sold by negotiation, the purchase contract shall be approved by the Mayor and City Treasurer.

Section 5. The Mayor and the City Treasurer are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of any series of said bonds. Notes evidencing such borrowings shall be signed by the manual or facsimile signatures of the Mayor and the City Treasurer, have the seal of the City or a facsimile thereof affixed, be payable at a bank or trust company designated by the Mayor and the City Treasurer, be certified by a bank or trust company designated by the Mayor and the City Treasurer pursuant to the General Statutes of Connecticut, as amended, and be approved as to their legality by Bond Counsel. They shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the City and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, shall be included as a cost of the Project. Upon the sale of said bonds the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such temporary borrowings then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 6. In connection with the issuance of any bonds or notes authorized herein, the City may exercise any power delegated to municipalities pursuant to Section 7-370b, as may be approved and executed by the Mayor and the City Treasurer, including the authority to enter into agreements moderating interest rate fluctuation, provided any such agreement or exercise of authority shall be approved by the Common Council.

Section 7. With respect to the receipt of original issuance premium or bid premium upon the sale of the bonds or notes herein authorized, the Mayor and City Treasurer are authorized, but not required, to apply original issuance premium and bid premium, if applicable, to fund future debt service payments on such bonds or notes or to fund any purpose for which bonds of the City are authorized to be issued, and such application shall reduce the amount of authorized and unissued bonds of the purpose to which the premium was applied, in the amount so applied.

Section 8. In order to meet the capital cash flow expenditure needs of the City, the Director of Finance, with notice to and advice from the Mayor and the City Treasurer, is authorized to allocate and reallocate expenditures incurred for the Project to any bonds or notes of the City outstanding as of the date of such allocation, and the bonds or notes to which such expenditures have been allocated shall be deemed to have been issued for such purpose, including the bonds and notes and Project herein authorized.

Section 9. The issue of the bonds aforesaid and of all other bonds or notes of the City heretofore authorized but not yet issued, as of the effective date of this Ordinance, would not cause the indebtedness of the City to exceed any debt limit calculated in accordance with law as shown by the "Debt Statement" attached hereto.

Section 10. The Mayor is hereby authorized to spend a sum not to exceed the aforesaid appropriation for the purposes set forth herein, and the Mayor is specifically authorized to make, execute and deliver any contract or contracts, and any other documents necessary or convenient to complete the improvements authorized herein and the financing thereof.

Section 11. The Mayor, the City Treasurer, the Director of Finance and any other proper City official are each hereby authorized to apply for and accept any available State or Federal grant in aid of the financing of the Project, and to take all action necessary or proper in connection therewith.

Section 12. The City hereby expresses its official intent pursuant to 1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid 60 days prior to and after the date of passage of this ordinance in the maximum amount and for the Project with the proceeds of bonds, notes, or other obligations authorized to be issued by the City. Such obligations shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the Project, or such later date as the Regulations may authorize. The City hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Director of Finance or his designee is authorized to pay project expenses in accordance herewith pending the issuance of any such reimbursement obligations, and to amend this declaration.

Section 13. The Director of Finance is hereby authorized to exercise all powers conferred by Section 3-20e of the general statutes with respect to secondary market disclosure and to provide annual information and notices of material events as enumerated in Securities and Exchange Commission Exchange Act Rule

15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized by this ordinance.
Section 14. This ordinance shall take effect when the same shall have been approved by a majority of those voting thereon at a referendum called and warned for such purpose. The date and other particulars of such referendum shall be determined by resolution of the Common Council. In the event that this ordinance shall not be approved at such referendum, it shall be null and void and of no effect.

SEE ATTACHED DEBT LIMITATION SCHEDULE

DEBT STATEMENT		
June 30, 2015		
CITY OF MIDDLETOWN, CONNECTICUT		
ANNUAL RECEIPTS FROM TAXATION AND REIMBURSEMENTS ("BASE")		
Fiscal Year Ended June 30, 2014		112,444,634
BORROWING CAPACITY FOR EACH CLASS		
2-1/4 times base for General Purposes		253,000,427
4-1/2 times base for Schools		506,000,853
3-3/4 times base for Sewers		421,667,378
3-1/4 times base for Urban Renewal		365,445,061
3 times base for Unfunded Past Benefit Obligations		337,333,902
MAXIMUM AGGREGATE BORROWING CAPACITY		787,112,438
7 times Base		
INDEBTEDNESS BONDS AND NOTES:		
GENERAL PURPOSES	58,252,645	
SCHOOLS	13,186,380	
SEWERS	5,697,700	
URBAN RENEWAL	-	
UNFUNDED PAST BENEFIT		
OBLIGATIONS	-	
BONDS AND NOTES AUTHORIZED BUT		
UNISSUED:		
GENERAL PURPOSES	25,979,270	
SCHOOLS	834,000	
SEWERS	11,596,730	
URBAN RENEWAL	-	
UNFUNDED PAST BENEFIT OBLIGATIONS	-	
CLEAN WATER FUND LOANS:		
SEWERS	5,153,750	
SUB-TOTAL INDEBTEDNESS	120,700,475	
LESS		
FEDERAL AND STATE OF CONNECTICUT		
BUILDING GRANTS, COMMITMENTS AND		
RECEIVABLES		
GENERAL PURPOSE	-	
SCHOOLS	-	
SEWERS	-	
URBAN RENEWAL	-	
TOTAL DEDUCTIONS	-	
NET INDEBTEDNESS		120,700,475
TOTAL DEDUCTIONS		
BALANCE OF BORROWING CAPACITY FOR		
EACH CLASS:		
GENERAL PURPOSE	168,768,512	
SCHOOLS	491,980,473	
SEWERS	399,219,198	
URBAN RENEWAL	365,445,061	
UNFUNDED PAST BENEFIT OBLIGATIONS	337,333,902	
BALANCE OF MAXIMUM AGGREGATE BORROWING		
CAPACITY AVAILABLE		666,411,963

Councilman James Streeto reads through the first section of the bond ordinance and moves for approval An Ordinance Appropriating \$36,950,000 For The Redesign, Renovation, Replacement, Reconstruction And Improvements At Athletic Fields, Parks And Trails City-Wide And Authorizing The Issue Of \$36,950,000 Bonds Of The City To Meet Said Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose. Councilman Robert Santangelo seconds the motion.

Motion to Waive the Rules

Councilman Serra moves to waive the reading of the rest of the ordinance; his motion is seconded by Councilwoman Kasper. The chair calls the vote and it is unanimous to waive the reading of the rest of the ordinance. The Chair recognizes Councilwoman Bartolotta.

Motion to Amend

Councilwoman Bartolotta would like to make a friendly amendment to this ordinance. She would like to remove all reference to artificial turf and moves for approval. Councilwoman Kasper seconds the motion.

Councilman Daley states his preference is for only natural grass fields without the use of pesticides. Any reasonable person would fall on this side of the issue. We have heard there are concerns about the playability of natural grass fields to not accommodate demand and concerns about higher maintenance costs. I am convinced that it would be irresponsible to further the use of crumb rubber infill on synthetic fields. Most of the speakers came to speak against the crumb rubber infill. The report he read about this situation indicated that the City of New York and the County of Los Angeles banned the use of crumb rubber infill. Also I learned that Montgomery County Maryland that talked about justifying the use of artificial field use; after that report, Montgomery County Council reversed their decision and are now committed only to the use of organic plant derived infill. What I would prefer as opposed to strictly striking the word synthetic from the ordinance, I would propose substitute the language where it says " the installation of multi-use synthetic and natural grass fields" I would propose replacing it with the words "the installation of new multi-use fields using only organic plant derived infill or only natural grass." Councilman Serra seconds the motion. Councilman Daley asks that the Councilwoman accept it as a friendly amendment and he would like to explain the reasoning of living that option of using only that infill. I think we may in the end find natural grass is the way to go because the plant derived infill is not widely used in the U. S. and there are disadvantages. It is more costly. But there are other complications as far as maintenance. It will push us to rely on natural grass, but give us the flexibility to use, like in the goal box. This gives the public the assurance we will not use crumb rubber infill on any of the fields. Councilwoman Bartolotta asks of the Councilman you are referring to the fill as organic and can you explain what it is. Councilman Daley responds by reading from the January, 2015 report from Montgomery County what it is and why to use it (inaudible). We should go out and investigate the towns and see them first hand and talk to them about their experiences. If we can meet our needs with natural grass then we should do so. Councilwoman Bartolotta states her question to you is there anything synthetic development that would be utilize. Councilman Daley replies the grass itself is still plastic. The infill would not be toxic; it would be organic. Councilwoman Bartolotta does not accept the friendly amendment; she did her own research. The comments of it costing more is not true for natural grass; it is considerably less if maintained on a regular basis.

The chair states procedurally then, we have to deal with the amendment on the floor and we have several people waiting to be heard. He recognizes Councilman Giuliano who states he is uncomfortable supporting either amendment and not because he is a fan of artificial fields. This is a project that we are not going out to do next week. It will take years to do. This ordinance unlike what Montgomery did, will be approved by the voters and he doesn't want to tie hands. If it takes a dozen years to implement the project that is three administrations and three Councils down the road and it will tie their hands. We should leave it as it is and try to trust the people who have to make the decisions to act responsibility. I don't know enough to say it is dangerous and it may be and things may change. For every report he read that it is dangerous, he has read that it is not. He doesn't have the expertise to pick and choose which one is correct and would leave that for another day. If we have a problem with crumb rubber fields, there is nothing that says we can't adopt an ordinance banning it in Middletown. The flexibility is in the ordinance and we should leave it as it is. Councilman Streeto states the reason the ordinance has flexibility, is because it should be vetted thoroughly. Nothing will happen until November. We can continue the dialogue we started at the workshop. I am supporting Councilwoman Bartolotta's amendment for political reasons. I have read some of the studies and most come from Yale yet they still have synthetic fields. He noted the members of the Board of Education who spoke about health concerns, but the Board of Education still maintains a synthetic field at the high school. The jury is still out of this. If the thing goes to the voters that allows for synthetic fields, it will get defeated because I think there is going to be a widespread campaign against it based on what I have seen tonight. I don't want to be at square one in November because there is an awful lot of good ideas in the report that will be implemented. We can revisit the decisions. To see passage of this ordinance, it will have to be limited to natural fields.

Councilman Serra states we talked about this almost a year ago and we both said if we found out it was going to be nontoxic, I believe Councilman Daley hit it on the head, and the building committee will decide this, but when we discussed this before we heard all this. Councilman Daley's amendment would be in order. To campaign against this because of this and because we are addressing a broader issue because we have all kinds of things in this ordinance which we haven't touched in over 25 years, he believes it is a logical, healthy compromise. Councilman Daley's amendment gives the building committee the option down the road. We did hear everyone loud and clear and are addressing the issue and this amendment will do that. Financially to phase this in and keep debt service constant to bond money only when we need it. He will not be supporting the removal of synthetic from the ordinance. Councilwoman Kasper states that she will be supporting Councilwoman Bartolotta's amendment. We should not be doing anything that would affect the health of our children. We will still have the plastic grass and it would be like playing on plastic bottles. I have concerns about the children's health and we heard from an underwriter from an insurance company and she advised us to remove the language because it is a great liability. I serve on Insurance and Claims and I have not heard one report from our underwriter and I would not like to see our insurance premiums raised because we are using synthetic fields our insurability so I will support the removal of the word synthetic.

Councilman Faulkner states he will not support the amendment as it is; I would prefer Councilman Daley's proposal. The issue is the potential of lymphoma and carcinogens in those

types of fields and this is different and I would like the flexibility to use synthetic fields and functionally they do different things for us and he will not support the amendment at this time. Councilwoman Bartolotta states about flexibility; I am taken aback and shocked that flexibility goes before the health of our children. To leave it in there confirming that this is safe period. Playing on artificial turf, the injury rate is higher. There are so many other issues besides the off gassing that the fields do. If you look at where tires are stored and the men and women who work there, they wear masks. I am drinking from a BPA free bottle; we said they were okay for baby bottles just to find out it is causing irreparable damage to children and yet we will allow children to play where these chemicals are now outlawed in our country. She reads some of the problems facing children from exposure. This is not a good idea and I am not willing to wait for a long term study. We should not look at flexibility. She encourages the Council to not put flexibility before the unknown health of our children. Councilman Streeto states Councilman Daley's amendment would eradicate the health problems associated with artificial turf; however, politically half a loaf is better than none in this instance. I want this to go to the voters with it likely to pass and it would not pass if it goes with reference to artificial turf. There would be a lobbying campaign against it and it would fail. There is a lot of good work in the ordinance and the study. I note that broken ankles are no more desirable than children with any other kind of condition. The fields need work now. The City Attorney sent an email regarding artificial turf and ramifications; DEEP is still saying no links between artificial turf and cancer and an inquiry from our Insurance Carrier states they don't have concerns with that as a liability issue. I am more concerned with eliminating the potential carcinogenic component of these fields and fill would do that but I think we need the voters lining up behind this one.

Councilman Daley clarifies what he has said; he is absolutely opposed to the use of crumb rubber infill and is an irresponsible risk to have our children play on that surface and that is what the studies have shown and there have been no long term studies and we don't have enough experience to know. At the same time, I think to counter Councilman Streeto, we can't wet our finger and stick it into the air and vote whatever way the wind blows. We are elected to do what we think is responsible for the community and with that in mind, I am not prepared tonight to totally restrict our approach to using only natural grass because we have not looked seriously at it to see if it will meet our needs. We have a responsibility to thousands of young people participating in these programs to see if we can meet their needs. We have viable, responsible alternatives. He reads one paragraph from the latest report that came out from Montgomery in January. There are sufficient viable alternatives that we no longer need to rely on crumb rubber . . ." We are talking about maximizing our recreational activities in Middletown. It discusses organic infills to alleviate concerns of synthetic fields and that is what we are doing. He asks Councilwoman Bartolotta to clarify what she is proposing in her amendment. Councilwoman Bartolotta responds all references taken out of the ordinance. Councilman Daley asks for specific language. Councilwoman Bartolotta asks the Bond Counsel for language. Councilman Daley states with all due respect when you make an amendment, you make an amendment. Councilwoman Bartolotta states let's not be argumentative here. I am referring to the professional for the words since the previous discussion was going back and forth on how it is read. I am asking him. Councilman Daley states he is not a member of this body; Councilwoman Bartolotta states whatever he says, I will read it then.

Point of Information

Councilman Serra states I can do this; if you all have your ordinance. Section 1, Councilman Daley states it reads currently the installation of new multi-use synthetic and natural grass fields. Councilman Serra states remove synthetic. Councilman Daley asks how it would read. Councilman Serra responds the installation of new multi-use natural grass fields. Councilman Daley states he wanted it clear on what they are voting on. Councilman Bauer states there are obvious things that have not come up tonight motivating him and we seemed to have focused on artificial turf and the crumb rubber and what I have been concentrating on is our wellness problem in our children and our population. I have seen the general obesity go in the wrong direction and we need... The chair states these comments would be better stated on the underlying ordinance because we are only right now debating the text of the proposed amendment. Councilman Bauer states he is getting there on flexibility. The Chair asks that he get there faster. Councilman Bauer says we need the flexibility in the language; when we get to the resolution, I will expand on the building committee and their responsibilities. He is against the amendment. Councilman Giuliano states this amendment removes the option of putting in other than a natural field and we are tying the hands of administrations and councils down the road and I am not comfortable doing that. I don't know what will happen in the future; it is not one projection we are building next year and it will be many projects over many years and is uncomfortable taking all options off the table on artificial fields. When they first came up it was AstroTurf and they have changed from that and will change again. To say for all time making a blanket decision is short sided. That is not the determining factor in the vote by the public. The dollar amount will be just as discouraging as an artificial field. I would leave this as it is.

Councilman Santangelo states he has a question for Bond Counsel. The chair states you will have to waive the rules. Councilwoman Bartolotta so moves and is seconded by Councilman Santangelo. The Chair calls bond counsel forward. Councilman Santangelo asks if they remove synthetic from the ordinance can we say three years from now, by resolution request synthetic field using the bond money. Atty. Andreanna responds no because it is ultimately going to the voters to referendum. They are the ultimate decision makers. If you say multi use grass fields then it is grass fields unless you go out to them. Councilman Santangelo states the group did a

good presentation and the fact is he is concerned about the future. He is hearing an option toward grass fields and he can support that and get the ordinance passed but if I look into the future, I can't predict it because someone may come up with a better idea. The Chair seeing no further discussion calls for the vote on the amendment. He asks for a show of hands. It is five aye votes by Council Members Bartolotta, Kasper, Santangelo, Streeto and Kleckowski and five nays by Council Members Serra, Faulkner, Daley, Giuliano, and Bauer. The chair states it is a tie and he will break it by voting aye. The Chair states we have the underlying ordinance, 7B. Councilman Streeto calls the question. The Chair states he knows it is late but there still may be legitimate discussion. He recognizes Councilman Faulkner Who states he notices Westlake Drive Park and the selection of the committee is important and he hopes there will be a discussion on this and come up with the operating expenses as we look at these types of projects.

The Chair, hearing no further discussion calls the vote by roll call.

Councilwoman Bartolotta	Aye
Councilman Bauer	Aye
Councilman Chisem	Absent
Councilman Daley	Aye
Councilman Faulkner	Aye
Councilman Giuliano	Aye
Councilwoman Kasper	Aye
Councilwoman Kleckowski	Aye
Councilwoman Russo Driska	Absent
Councilman Santangelo	Aye
Councilman Serra	Aye
Councilman Streeto	Aye

The chair calls for the vote by roll call. It is unanimous to approve with 10 aye votes.

**C. Public Works
Building & Grounds \$28,000, Account No 1000-22000-55185-0229,
Contractual Services, General Fund.**

Councilman Thomas Serra reads and moves for approval Public Works Building & Grounds \$28,000, Account No 1000-22000-55185-0229, Contractual Services, General Fund. Councilman James Streeto seconds the motion. The chair calls for the vote. It is unanimous to approve with 12 aye votes. The chair states the matter passes unanimously with 12 affirmative votes.

8. Resolutions

A. Approving a referendum date of November 3, 2015 from 6 a.m. to 8 p.m. to submit two bond ordinances to the voters of the City of Middletown: one for \$15,000,000 for the Planning, Design Acquisition and Construction for a portion of the force main and inter-municipal pump station in connection with the Mattabassett Regionalization Project and one bond ordinance for \$36,950,000 for the redesign, renovation, replacement, reconstruction and improvements at athletic fields, parks and trails City-wide, pursuant to the ordinances adopted by the Common Council on August 24, 2015.

Resolution No. 92-15

**File Name Res for Ref Mattabassett and Parks
(Approved)**

BE IT HEREBY RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN:

That the ordinance entitled "AN ORDINANCE APPROPRIATING A SUPPLEMENTAL \$15,000,000 FOR THE PLANNING, DESIGN, ACQUISITION AND CONSTRUCTION FOR A PORTION OF THE FORCE MAIN AND INTER-MUNICIPAL PUMP STATION IN CONNECTION WITH THE MATTABASSETT REGIONALIZATION PROJECT AND AUTHORIZING THE ISSUE OF \$15,000,000 BONDS AND OBLIGATIONS OF THE CITY TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE", as adopted by this meeting of the Common Council, be submitted to a referendum vote of the electors of the City for approval or disapproval on November 3, 2015 between the hours of 6:00 A.M. and 8:00 P.M. and that the warning of said referendum state the question to be voted upon and the ballot label with respect thereto as follows:

Question 1:

"Shall the ordinance entitled 'AN ORDINANCE APPROPRIATING A SUPPLEMENTAL \$15,000,000 FOR THE PLANNING, DESIGN, ACQUISITION AND CONSTRUCTION FOR A PORTION OF THE FORCE MAIN AND INTER-MUNICIPAL PUMP STATION IN CONNECTION WITH THE MATTABASSETT REGIONALIZATION PROJECT AND AUTHORIZING THE ISSUE OF

\$15,000,000 BONDS AND OBLIGATIONS OF THE CITY TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE', as adopted by the Common Council on August 24, 2015, be approved? YES NO"

The ballot label for said question shall read as follows:

"Shall the supplemental \$15,000,000 appropriation and bond and obligation authorization for the planning, design, acquisition and construction of a force main and inter-municipal pump station in connection with the Mattabassett Regionalization Project, pursuant to the ordinance adopted by the Common Council on August 24, 2015, be approved? YES NO"

That the ordinance entitled "AN ORDINANCE APPROPRIATING \$36,950,000 FOR THE REDESIGN, RENOVATION, REPLACEMENT, RECONSTRUCTION AND IMPROVEMENTS AT ATHLETIC FIELDS, PARKS AND TRAILS CITY-WIDE AND AUTHORIZING THE ISSUE OF \$36,950,000 BONDS OF THE CITY TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE", as adopted by this meeting of the Common Council, be submitted to a referendum vote of the electors of the City for approval or disapproval in conjunction with the general election on November 3, 2015, between the hours of 6:00 A.M. and 8:00 P.M. and that the warning of said referendum state the question to be voted upon and the ballot label with respect thereto as follows:

Question 2:

"Shall the ordinance entitled 'AN ORDINANCE APPROPRIATING \$36,950,000 FOR THE REDESIGN, RENOVATION, REPLACEMENT, RECONSTRUCTION AND IMPROVEMENTS AT ATHLETIC FIELDS, PARKS AND TRAILS CITY-WIDE AND AUTHORIZING THE ISSUE OF \$36,950,000 BONDS OF THE CITY TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE', as adopted by the Common Council on August 24, 2015, be approved? YES NO"

The ballot label for said question shall read as follows:

"Shall the \$36,950,000 appropriation and bond authorization for the redesign, renovation, replacement, reconstruction and improvements at athletic fields, parks and trails City-wide, pursuant to the ordinance adopted by the Common Council on August 24, 2015, be approved? YES NO"

The voting will be by paper/electronic ballot. Those desiring to vote for a question shall fill in the box in front of the question on the ballot at "**YES**". Those desiring to vote against a question shall fill in the box in front of the question on the ballot at "**NO**". Absentee ballots will be made available in accordance with the law.

The warning of said referendum shall also state that the full text of the aforesaid ordinances and questions are on file open to public inspection in the office of the City and Town Clerk, that the vote on the aforesaid bond ordinances are taken pursuant to Chapter IX, Section 2 of the City Charter and Chapters 90 and 152 of the Connecticut General Statutes, as amended, and that absentee ballots will be made available in accordance with the law.

The City and Town Clerk is hereby authorized and directed to prepare and print pursuant to section 9-369b of the Connecticut General Statutes (i) explanatory text for the foregoing questions and (ii) materials concerning such questions in addition to the explanatory text.

Councilman Thomas Serra reads and moves for approval Approving a referendum date of November 3, 2015 from 6 a.m. to 8 p.m. to submit two bond ordinances to the voters of the City of Middletown: one for \$15,000,000 for the Planning, Design Acquisition and Construction for a portion of the force main and inter-municipal pump station in connection with the Mattabassett Regionalization Project and one bond ordinance for \$36,950,000 for the redesign, renovation, replacement, reconstruction and improvements at athletic fields, parks and trails City-wide, pursuant to the ordinances adopted by the Common Council on August 24, 2015. Councilwoman Hope Kasper seconds the motion.

Councilman Bauer is recognized and asks if the bond language will be available on the City website. The chair states they can do that.

The chair calls for the vote. It is unanimous to approve with 10 aye votes. Council Members Chisem and Russo Driska are absent from the meeting. The chair states the matter passes unanimously with 10 affirmative votes.

9. Meeting adjourned.

Councilman Serra moves to adjourn the meeting and is seconded by Councilwoman Bartolotta. The chair calls for the vote and it is unanimous to approve with ten aye votes. The Chair declares the meeting adjourned at 10:20 p.m.

ATTEST:

MARIE O NORWOOD
ACTING COMMON COUNCIL CLERK